

DATE: September 3, 2004

TO: Region Engineers
Region Delivery Engineers
TSC Managers
Resident/Project Engineers
Region Construction Engineers

FROM: Larry E. Tibbits
Chief Operations Officer

John C. Friend
Engineer of Delivery

SUBJECT: Bureau of Highway Instructional Memorandum 2004-23
SESC Training and Deficiency Correction Requirements

The 2000 Soil Erosion and Sedimentation Control (SESC) Manual is hereby amended with new requirements to conform to Part 91 of the Natural Resources and Environmental Protection Act, 1994 PA 451, as amended. These changes will be incorporated into the SESC Manual when it is reissued later this year.

- Page 1-4: Substitute the following in place of the section, "Soil Erosion and Sedimentation Control Training Program."

Those responsible for administering Part 91 and those having decision-making authority for SESC Plan development or review, inspections, or enforcement must complete MDEQ-sponsored SESC training and pass a required examination. Decision-makers are, at a minimum, considered to be TSC Managers, Project Managers, Development and Delivery Engineers, Assistants to the Development and Delivery Engineers, Maintenance Supervisors/Coordinators, and Aeronautics Project Managers. Decision-makers also include each project's Part 91 SESC Inspector. The Part 91 Inspector is responsible for documenting site conditions related to Part 91 and taking action on deficient conditions of the SESC measures (which are required to be maintained daily).

For each construction and maintenance project involving Part 91 activities, a Part 91 Inspector is to be named and so identified within the pre-construction meeting minutes for construction and within the daily work schedule for maintenance.

The MDEQ-sponsored training consists of one day of general instruction on sedimentation and erosion control issues, one day on design and specifications of control

measures, and a one half-day written exam. A training certificate is valid for five years. A recertification process is required for renewal.

- Page 3-7: Substitute the following in place of the third bullet:

Give an appropriate time frame in which to complete the corrective actions. Deficiencies which are determined to be of an emergency nature (i.e., those where sedimentation is or will likely impact lakes, streams, and regulated wetlands, or where erosion affects the support of the roadbed or the safety of the public) must be noted on the IDR (or Form 1126) and corrected within a 24-hour period. Deficiencies which are not of an emergency nature must be corrected within a five-day period and noted on the IDR (or Form 1126). If a notice of violation (NOV) has been issued and corrections will require longer than 5 days to complete, a correction plan must be submitted to DEQ within 5 days of issuance of the NOV.

It is requested that for all active 2004 projects, a current MDEQ-sponsored SESC trained Part 91 inspector be identified and act as the person responsible for the SESC inspections on the project.

Contact the training coordinator at the Construction and Technology Support Area (517-322-6792) to arrange MDEQ-sponsored SESC training for those employees expected to become Part 91 inspectors on future projects.

Thank you for your cooperation in maintaining a high standard in your performance when working toward preserving the natural resources of the state of Michigan.

Chief Operations Officer

Engineer of Delivery

BOHD:C/T:RSW:kab

Index: Environment

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